

JAN 05 2007

Form MR-REV-SMO (DOGM – Revise/Amend Change Form)
(Revised November 21, 2006)

RECEIVED

**Application to Revise a Notice of Intention to Commence
Small Mining Operations or Exploration**

Operator: James B Mascaro & Sons LLC			
Mine Name: Barney Mine		File Number: E or M/ / M0490055	
Provide a detailed listing of all changes to the Notice that will be required as a result of this change. Individually list all maps and drawings that are to be added, replaced, or removed from the Notice. Include page, section and drawing numbers as part of the description.			
DETAILED SCHEDULE OF CHANGES TO THE NOTICE			
			Description of map, text, or materials to be changed
ADD	REPLACE	REMOVE	Page 4
ADD	REPLACE	REMOVE	Page 6
ADD	REPLACE	REMOVE	Map for Site one two
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	
ADD	REPLACE	REMOVE	

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments and obligations, herein.

James B. Mascaro
Print Name

James B. Mascaro
Sign Name, Position

1-5-07
Date

Return to:State of Utah
Division of Oil, Gas and Mining
Attn: Minerals Regulatory Program
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Phone: (801) 538-5291 Fax: (801) 359-3940

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FOR DOGM USE ONLY:

File #: M/ /

Approved: _____

Bond Adjustment: from (\$) _____
to \$ _____

1st Variance Requested

10

R647-3-107 part 5

Item #

Applicable Rule # (i.e. R647-3-109.10 (if you did not want trenches & pits reclaimed))

Justification: We are Removing Rock from Surface and Sub Surface which

Alternate methods or measure to be utilized: I will not Disturb entire area. Salvaging topsoil would ~~disturb~~ impact soil greater than ~~to~~ leaving them in place.

2nd Variance Requested

Item #

Applicable Rule #

Justification:

Alternate methods or measure to be utilized:

3rd Variance Requested

Item #

Applicable Rule #

Justification:

Alternate methods or measure to be utilized:

Attach additional page if more variances are requested.

VI. **SURETY** (Act 40-8-7(1)(c))

A reclamation contract and surety must be provided to and approved by the Division prior to commencement of operations.

The Utah Mined Land Reclamation Act (40-8-7 (1)(c) and 40-8-14 provides the authority that all mining operations furnish and maintain reasonable surety to guarantee that the land affected is reclaimed according to accepted *notices* consistent with on-site conditions.

The surety amount is based on the nature, extent and duration of operations. *The surety amounts are based on data from current large mine surety and are used as a general guide, along with actual site conditions.*

Surety for small mines sites will be escalated three (3) years to the future. Contact the Division for dollar amount required for this project.

I have provided or will provide surety in the form of:

☐ Certificate of Deposit ☐ Letter of Credit ☒ Surety Bond ☐ Cash (certified funds)

☐ Other _____ (please identify)

VII. **PERMIT FEE** [Mined Land Reclamation Act 40-8-7(1)(i)]

The Utah Mined Land Reclamation Act of 1975 [40-8-7(1)(i)] provides the authority for the assessment of permitting fees. Commencing with the 1998 fiscal year (July 1 - June 30), permit fees are assessed to new and existing notices of intention, and annually thereafter, until the project disturbances are successfully reclaimed by the Permittee / Operator and released by the Division.

II. **PROJECT LOCATION & MAP** (Rule R647-3-105)

1. **Project Location** (legal description):

County(ies): Utah

____ 1/4, of NE 1/4, of SW 1/4: Section: 2 Township: 11S Range: 2W
____ 1/4, of NE 1/4, of NW 1/4: Section: 2 Township: 11S Range: 2W
____ 1/4, of NE 1/4, of NE 1/4: Section: 21 Township: 11S Range: 2W

UTM East _____ (if known) UTM North _____ (If known)

Name of Quad Map for Location: Eureka UT

2. An accurate topographic base map showing the location of the proposed small mining operation must be submitted with this notice. The areas to be disturbed including access roads, must be plotted in sufficient detail so that they can be located on the ground. It is recommended that the Permittee / Operator also photo document, plot and label any pre-existing disturbances in the immediate vicinity that he is not responsible for.
3. The proposed (5 acre or less) disturbed area boundary (including access/haul roads) **should** be marked in the field ON THE GROUND with metal T-Posts (or with some other marker of equal effectiveness). Markers should be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

III. **OPERATION PLAN** (Rule R647-3-106)

1. **Type of mining:** Surface ☒ Underground ☒

2. **Mineral(s) to be mined:** Rock

3. **Amount of material to be extracted, moved or proposed to be moved:** 800000 tons

4. **Will any water, liquid chemicals, reagents, or other solutions be used, produced or discharged as part of the mining or milling process?**

Yes ☐ No ☒ If yes, please describe (add extra pages if needed)

5. **Provide a brief description of the proposed mining operation and onsite processing facilities** (add extra pages if necessary).

To Mine Landscape Rock
Below and on Surface of the ground. Processing facilities would be
Stock pikes of rock designed to load trucks easier and more efficient
with out creating too many roads. Landscape rock then would be
Transported to buyers like landscapers rocksetters
water feature & Designers.

6. ☐ **New Road(s):** Length 5280 (ft) Width 20 (ft)

7. ☐ **Improved Road(s):** Length _____ (ft) Width _____ (ft)